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97TH CONGRESS } HOUSE OF REPRESENTATIVES { REPORT
2d Session } { No. 97-805

COMPLETED 3

AUTHORIZING AND DIRECTING THE SECRETARY OF THE INTERIOR TO ACCEPT CERTAIN LANDS FOR THE BENEFIT OF THE SYCUAN BAND OF MISSION INDIANS

SEPTEMBER 14, 1982.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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Mr. UDALL, from the Committee on Interior and Insular Affairs, submitted the following

REPORT

[To accompany H.R. 5204]

[Including the cost estimate of the Congressional Budget Office]

The Committee on Interior and Insular Affairs, to whom was referred the bill (H.R. 5204) to authorize and direct the Secretary of the Interior to accept certain lands for the benefit of the Sycuan Band of Mission Indians, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE

The purpose of H.R. 5204, introduced by Mr. Burgener, is to direct the Secretary of the Interior to accept certain lands in trust for the benefit of the Sycuan Band of Mission Indians.

BACKGROUND

H.R. 5204 directs the Secretary of the Interior to accept on behalf of the United States in trust for the Sycuan Band of Mission Indians an 18-acre tract of land title to which is currently held in trust by the United States for individual Indians.

There are various Federal statutes that authorize the Secretary of the Interior to acquire land in trust for Federally recognized Indian tribes. The statute most frequently used is the Indian Reorganization Act of 1934 (48 Stat. 984; 25 U.S.C. 465). However, on December 15, 1934, the Sycuan General Council, the governing body of the tribe, rejected the IRA; thus, the need for this special legislation.

The Sycuan Reservation was created by an Executive Order dated December 27, 1875, and consists of 640 acres of land located in San

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Diego County, near El Cajon; of which 370.55 acres are tribally owned land and 269.45 individually owned.

The Sycuan Band has obtained a grant from the Housing and Urban Development Administration to purchase a tract of land within the existing reservation boundaries to increase the tribal landholdings on which to construct homes for its 55 enrolled members and their families.

The property being acquired is described as Sycuan Allotment No. 8, Carlos Gish-Mi-Yap, deceased allottee, Lot 8, Section 13, Township 16 South, Range 1 East, San Bernardino Meridian, California, containing 18 acres, more or less. The Bureau of Indian Affairs' appraisal reflects a value of $119,000,000 as of November 24, 1981.

SECTION-BY-SECTION ANALYSIS

Section 1 directs the Secretary of the Interior to accept on behalf of the United States in trust for the Sycuan Band of Mission Indians the title to lot 8, section 13, township 16 south, range 1 east, San Bernardino meridian, California.

COST AND BUDGET ACT COMPLIANCE

Enactment of H.R. 5204 will result in no cost to the United States. The cost analysis prepared by the Congressional Budget Office follows:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, D.C., September 10, 1982.

Hon. MORRIS K. UDALL,
Chairman, Committee on Interior and Insular Affairs, U.S. House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: Pursuant to Section 403 of the Congressional Budget Act of 1974, the Congressional Budget Office has reviewed H.R. 5204, a bill to authorize and direct the Secretary of the Interior to accept certain lands for the benefit of the Sycuan Band of Mission Indians, as ordered reported by the House Committee on Interior and Insular Affairs, August 10, 1982.

Based on this review, it is expected that no additional cost to the government would be incurred as a result of this legislation. The bill directs the Secretary to take into trust for the benefit of the Sycuan Band the title to certain lands being purchased by the Band which currently are held in trust by the United States for individual Indians.

Should the Committee so desire, we would be pleased to provide further details on this estimate.

Sincerely,

ALICE M. RIVLIN,
Director.

INFLATIONARY IMPACT STATEMENT

Enactment of H.R. 5204 will have no inflationary impact.

OVERSIGHT STATEMENT

No specific oversight activities were undertaken by the Committee and no recommendations were submitted to the Committee pursuant to rule X, clause 2(b)2.

COMMITTEE RECOMMENDATION

The Committee on Interior and Insular Affairs, by voice vote, recommends enactment of H.R. 5204.

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